

**STATE OF TENNESSEE**

**PUBLIC CHAPTER NO. 572**

**HOUSE BILL NO. 147**

**By Representative Tindell**

**Substituted for: Senate Bill No. 138**

**By Senator Ketron**

AN ACT to amend Tennessee Code Annotated, Title 57.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following language as a new, appropriately designated subdivision:

( ) A privately owned facility possessing each of the following characteristics:

- (i) Is located on at least twenty (20) acres;
- (ii) Has a restaurant facility with at least twelve hundred (1,200) square feet which seats at least one hundred (100) patrons at tables located both inside and outside the facility;
- (iii) Has a marina with at least one hundred (100) slips and which provides house boat rentals of at least four (4) house boats;
- (iv) Has at least four (4) cabins, seven (7) camping slots and at least three (3) RV slots;
- (v) Has a boat repair shop and a store which carries boating and skiing type items;
- (vi) Does not discriminate against any patron on the basis of age, gender, race, religion or national origin; and
- (vii) Is located within any county having a population of not less than seventeen thousand eight hundred (17,800) nor more than seventeen thousand eight hundred seventy-five (17,875), according to the 2000 federal census or any subsequent federal census.

SECTION 2. Tennessee Code Annotated, Section 57-4-102(27)(A), is amended by deleting the second and third sentences in their entirety and by substituting instead the following language:

An establishment shall be eligible for licensure as a restaurant in accordance with this part, if the establishment is open at least three (3) days a week, with the exception of holidays, vacations and periods of redecorating, and if the serving of meals is the principal business conducted each day the restaurant is open.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: June 17, 2009**



KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES



RON RAMSEY  
SPEAKER OF THE SENATE

**APPROVED this 1st day of July 2009**



PHIL BREDESEN, GOVERNOR